

AGENDA FOR THE DULUTH CITY COUNCIL MEETING

REPLACEMENT

Monday, February 25, 2013, 7:00 p.m.

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES - December 3, 2012.

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MISSION STATEMENT: The mission of the Duluth City Council is to develop effective public policy rooted in citizen involvement that results in excellent municipal services and creates a thriving community prepared for the challenges of the future.

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TOOLS OF CIVILITY: The Duluth City Council promotes the use and adherence of the tools of civility in conducting the business of the council. The tools of civility will provide increased opportunities for civil discourse in order to find positive resolutions to the issues that face the city. These tools include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility. [Approved by the council on August 25, 2003]

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REPORTS FROM THE ADMINISTRATION

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REPORTS FROM OTHER OFFICERS

*13-0225-01 Clerk application for exempt permit to the Minnesota gambling control board from Holy Family Catholic Church on September 21, 2013 (raffle). -- Received

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REPORTS OF BOARDS AND COMMISSIONS

*13-0225-02 Civil service board minutes of December 4, 2012, meeting. -- Received

*13-0225-03 Duluth public arts commission minutes of: (a) September 17; (b) October 22; (c) November 17; (d) December 17, 2012, meetings. -- Received

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REPORTS OF COUNCIL COMMITTEES

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REPORTS OF COUNCIL OPEN ISSUES

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OPPORTUNITY FOR CITIZENS TO BE HEARD

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MOTIONS AND RESOLUTIONS

CONSENT AGENDA

All matters listed under the consent agenda are considered routine and/or noncontroversial and will be enacted by one unanimous motion. If a councilor requests, or a citizen wishes to speak on an item on the consent agenda, it will be removed and handled separately.

COMMITTEE 1

BY COUNCILOR HARTMAN

(FINANCE)

13-0095R - RESOLUTION CONFIRMING ASSESSMENT ROLL LEVIED TO DEFRAY THE ASSESSABLE PORTION OF ANDERSON ROAD FROM HAINES ROAD TO CHAMBERSBURG AVENUE.

COMMITTEE 1

BY COUNCILOR KRAUSE (PURCHASING & LICENSING)

13-0083R - RESOLUTION ISSUING ON SALE THEATER LIQUOR LICENSES TO THE DULUTH PLAYHOUSE, INC., 506 WEST MICHIGAN STREET.

13-0087R - RESOLUTION AUTHORIZING RENEWAL OF THE ANNUAL CONTRACT WITH ENVENTIS TELECOM, INC., FOR CONTINUED MAINTENANCE OF THE CISCO CORE NETWORK EQUIPMENT AND SOFTWARE DURING YEAR 2013 IN THE AMOUNT OF \$69,999.22.

13-0093R - RESOLUTION APPROVING ISSUANCE OF A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE AND ISSUING A ONE DAY DANCE LICENSE TO ONE ROOF COMMUNITY HOUSING.

13-0094R - RESOLUTION ISSUING AN ON AND OFF SALE BREWERY MALT LIQUOR LICENSE TO BENT PADDLE BREWING COMPANY (BENT PADDLE BREWING COMPANY), 1912 WEST MICHIGAN STREET.

13-0105R - RESOLUTION AUTHORIZING A CONTRACT WITH ZIEGLER, INC., FOR THE PURCHASE AND DELIVERY OF ONE CATERPILLAR MODEL 924H ARTICULATING WHEEL LOADER IN THE AMOUNT OF \$94,541.06.

BY COUNCILOR GARDNER (PERSONNEL)

13-0102R - RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE EXISTING CIVIL SERVICE CLASSIFICATION OF MANAGER, FISCAL AND MANAGEMENT ANALYSIS, INCLUDING A TITLE CHANGE TO BUDGET MANAGER AND SPECIFYING CONTRACT BENEFITS FOR SAME.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

13-0097R - RESOLUTION VACATING PORTIONS OF PLATTED UNIMPROVED ROAD EASEMENT BETWEEN 214 AND 226 HOWARD GNESEN ROAD (RAYMOND AND LEONA ROYSETH).

COMMITTEE 3

BY COUNCILOR JULSRUD (PUBLIC WORKS & UTILITIES)

13-0086R - RESOLUTION AUTHORIZING AN AGREEMENT WITH THE DULUTH TRANSIT AUTHORITY AND THE MINNESOTA DEPARTMENT OF TRANSPORTATION FOR THE RECONSTRUCTION OF THE NORTHWEST PASSAGE SKYWALK.

13-0088R - RESOLUTION AWARDED A CONTRACT TO ALTEC INDUSTRIES, INC., FOR THE PURCHASE AND DELIVERY OF A COMPLETE AERIAL BUCKET TRUCK FOR PUBLIC WORKS AND UTILITIES IN THE AMOUNT OF \$170,239.05.

13-0090R - RESOLUTION RENEWING A PROPRIETARY ANNUAL CONTRACT WITH DAKOTA SUPPLY GROUP, INC., FOR THE PURCHASE AND DELIVERY OF BADGER WATER METER PARTS DURING YEAR 2013 FOR AN ESTIMATED \$42,750.

COMMITTEE 3

BY COUNCILOR JULSRUD (PUBLIC WORKS & UTILITIES)

13-0092R - RESOLUTION AMENDING RESOLUTION OF INTENT NO. 13-0042 FOR CONSTRUCTION OF 250 FEET OF SANITARY SEWER IN LAWN STREET BEGINNING AT NORTH BOUNDARY AVENUE AND EXTENDING EASTERLY, AND TO ASSESS THE COSTS THEREOF.

13-0096R - RESOLUTION AWARDED A CONTRACT TO MINNESOTA PIPE AND EQUIPMENT FOR THE PURCHASE AND DELIVERY OF FIRE HYDRANTS DURING YEAR 2013 FOR A TOTAL AMOUNT OF \$53,582.81.

13-0099R - RESOLUTION AUTHORIZING A CONTRACT WITH HUNT ELECTRIC CORPORATION FOR THE PURCHASE OF FOUR REPLACEMENT TRAFFIC SIGNAL WARNING GATES FOR THE DULUTH AERIAL LIFT BRIDGE IN CANAL PARK IN THE AMOUNT OF \$61,592.

13-0100R - RESOLUTION AUTHORIZING A CONTRACT WITH LHB, INC., FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN FOR FLOOD REPAIR OF BRIDGE NO. L6115 AND ADJACENT RETAINING WALLS, SKYLINE PARKWAY AT CHESTER CREEK, IN THE AMOUNT OF \$88,240.

13-0104R - RESOLUTION APPROVING A COUNTY PROJECT WITHIN MUNICIPAL CORPORATE LIMITS FOR IMPROVEMENTS TO COUNTY STATE AID HIGHWAY NO. 10 (MARTIN ROAD).

END OF CONSENT AGENDA

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The following entitled resolutions are also for consideration at this meeting:

COMMITTEE 1

BY COUNCILOR HARTMAN (FINANCE)

13-0038R - RESOLUTION APPROVING SALARY INCREASE FOR THE EQUAL OPPORTUNITY REPRESENTATIVE FOR THE YEARS 2012, 2013, AND 2014.

13-0101R - RESOLUTION REQUESTING THE PARKS AND RECREATION COMMISSION REVIEW POSSIBLE LOCATIONS FOR ADDITIONAL DOG PARKS IN CENTRAL AND EASTERN DULUTH.

BY COUNCILOR KRAUSE (PURCHASING & LICENSING)

13-0089R - RESOLUTION AUTHORIZING A CONTRACT WITH THANE HAWKINS POLAR CHEVROLET FOR THE PURCHASE AND DELIVERY OF THREE VEHICLES, INCLUDING TWO 2013 CHEVROLET SILVERADO 2500 4X4 EXTENDED CAB PICK-UP TRUCKS FOR STREET MAINTENANCE AND ONE 2013 CHEVROLET SILVERADO 2500 4X4 CREW CAB PICKUP TRUCK FOR PARK MAINTENANCE, FOR A TOTAL AMOUNT OF \$84,526.30.

COMMITTEE 2

BY COUNCILORS STAUBER, GARDNER, KRAUSE & PRESIDENT BOYLE

NEW 13-0106R - RESOLUTION REQUESTING ADMINISTRATION IMPLEMENT GENERAL PRINCIPLES AND PRACTICES FOR CITIZENS APPOINTED TO SERVE ON CITY BOARDS AND COMMISSIONS.

(REPLACEMENT)

COMMITTEE 3

BY COUNCILOR LARSON (RECREATION, LIBRARIES & AUTHORITIES)

13-0098R - RESOLUTION AUTHORIZING APPLICATION TO (AND, IF OFFERED, ACCEPTANCE OF) A MINNESOTA DEPARTMENT OF NATURAL RESOURCES CONSTRUCTION GRANT FOR COMPLETION OF TEN MILES OF MOUNTAIN BIKE TRAIL, WHICH EFFECTUATES THE DULUTH TRAVERSE MISSION CREEK MOUNTAIN BIKE TRAIL CENTER.

13-0103R - RESOLUTION ACCEPTING UNCONDITIONAL GIFTS FROM INDIVIDUALS, CIVIC GROUPS, CORPORATIONS AND OTHER PUBLIC ENTITIES FOR THE 2013 AND 2014 CONSTRUCTION OF A TENNIS COURT AT WASHINGTON SQUARE PARK.

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INTRODUCTION AND CONSIDERATION OF ORDINANCES

The following entitled ordinances are to be read for the first time:

COMMITTEE 1

BY COUNCILOR GARDNER (PERSONNEL)

NEW 13-013-O - AN ORDINANCE AMENDING CHAPTER 13 OF THE DULUTH CITY CODE, 1959, AS AMENDED, RELATING TO CIVIL SERVICE.

BY COUNCILORS GARDNER, HARTMAN AND STAUBER

NEW 13-008-O - AN ORDINANCE AMENDING CHAPTER 13 OF THE DULUTH CITY CODE, 1959, AS AMENDED, RELATING TO CIVIL SERVICE.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING AND ECONOMIC DEVELOPMENT)

13-010-O - AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH AS REFERENCED IN CHAPTER 50 OF THE DULUTH CITY CODE, 1959, AS AMENDED, TO PROVIDE FOR THE RECLASSIFICATION FROM MIXED USE-NEIGHBORHOOD (MU-N) AND RESIDENTIAL-URBAN (R-2), TO FORM DISTRICT SIX, MID-RISE NEIGHBORHOOD SHOPPING (F-6) FOURTH STREET FROM NORTH SIXTH AVENUE EAST TO NORTH 14TH AVENUE EAST, FROM THE ALLEY ABOVE AND BELOW FOURTH STREET (CITY OF DULUTH).

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The following entitled ordinances are to be read for the second time:

COMMITTEE 1

BY COUNCILOR KRAUSE (PURCHASING AND LICENSING)

13-006-O - AN ORDINANCE AMENDING SECTION 36-10 OF THE DULUTH CITY CODE, 1959, AS AMENDED, REGARDING PAWNBROKER HOURS OF OPERATION.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING AND ECONOMIC DEVELOPMENT)

13-009-O - AN ORDINANCE CREATING SECTIONS 50-27, 50-38.6, 50-38.7, AND 50-41 OF THE DULUTH CITY CODE, 1959, AS AMENDED, REGARDING SIGN REGULATIONS, NON-CONFORMING SIGNS AND DEFINITIONS. **(AMENDMENT)**

13-007-O - AN ORDINANCE REPEALING ORDINANCE NO. 10172 RESCINDING THE INTERIM MORATORIUM ON POLE SIGNS AND MONUMENT SIGNS.

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COUNCILOR QUESTIONS AND COMMENTS

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COUNCILOR PREVIEW OF UPCOMING BUSINESS

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